

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

DANIEL UMPA, on behalf of himself and all )  
others similarly situated, )

Plaintiffs, )

v. )

Case No. 4:23-cv-00945-SRB

THE NATIONAL ASSOCIATION OF )  
REALTORS, HOMESERVICES OF )  
AMERICA, INC., BHH AFFILIATES, LLC, )  
HSF AFFILIATES, LLC, THE LONG & )  
FOSTER COMPANIES, INC., KELLER )  
WILLIAMS REALTY, INC., COMPASS, )  
INC., EXP WORLD HOLDINGS, INC., EXP )  
REALTY, LLC, REDFIN CORPORATION, )  
WEICHERT REALTORS, UNITED REAL )  
ESTATE, HANNA HOLDINGS, INC, )  
DOUGLAS ELLIMAN, INC., DOUGLAS )  
ELLIMAN REALTY, LLC, AT WORLD )  
PROPERTIES, LLC, THE REAL )  
BROKERAGE INC., REAL BROKER, LLC, )  
REALTY ONE GROUP, INC., )  
HOMESMART INTERNATIONAL, LLC. )

Hon. Stephen R. Bough

Defendants.

**DEFENDANT THE LONG & FOSTER COMPANIES, INC.’S MOTION TO DISMISS  
FOR LACK OF PERSONAL JURISDICTION**

Defendant The Long & Foster Companies, Inc. (“L&F Companies”) hereby respectfully moves to dismiss Plaintiff’s complaint (Dkt. # 1) (“Complaint”) against it, with prejudice, under Federal Rule of Civil Procedure 12(b)(2) on the grounds that L&F Companies is not subject to personal jurisdiction in the Western District of Missouri.<sup>1</sup> The grounds for this Motion are more

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<sup>1</sup> The HomeServices Defendants expressly reserve and assert, and do not waive, their binding arbitration rights.

fully set forth in the accompanying Suggestions and Declaration of J. Nicolas D'Ambrosia, all filings and pleadings in this action, and all filings and on such other and further matters as the Court may consider.

Dated: February 26, 2024

Respectfully submitted,

/s/ Jennifer M. Keas

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***Attorneys for Defendants HomeServices of  
America, Inc., The Long & Foster Companies,  
Inc., BHH Affiliates, LLC, and HSF Affiliates,  
LLC***

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 26th day of February 2024, I electronically filed the foregoing **The Long & Foster Companies, Inc.'s Motion to Dismiss for Lack of Personal Jurisdiction** with the Clerk of the Court using the CM/ECF system, which will send a notice of electronic filing to counsel of record for this case.

/s/ Jennifer M. Keas

An attorney for Defendants HomeServices of America, Inc., The Long & Foster Companies, Inc., HSF Affiliates, LLC, and BHH Affiliates, LLC